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IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

FELICE PACE; WILDERNESS WATCH,

Plaintiffs,

v.

CHARLTON H. BONHAM; STAFFORD LEHR,

Defendants.

Case No. C-12-5610-SI-NJV

**STIPULATION AND ~~PROPOSED~~
 ORDER RE-SETTING MOTION AND
 CASE MANAGEMENT CONFERENCE
 DATES AND ASSIGNING ADR**

Courtroom: 10
 Judge: Honorable S. Illston
 Trial Date: None Set
 Action Filed: November 1, 2012

Plaintiffs Felice Pace and Wilderness Watch and defendants Charlton H. Bonham and
 Stafford Lehr hereby stipulate, for the following reasons, to: (1) re-set the dates for briefs on the
 currently pending motion to dismiss; (2) continue the Case Management Conference currently set
 for June 28, 2013, at 2:30 p.m., for approximately sixty (60) days; and (3) have the Court
 refer this case to a Magistrate Judge for a settlement conference to be held within the next sixty
 (60) to ninety (90) days.

1 Plaintiffs filed a second amended complaint on May 1, 2013. Defendants have filed a
2 motion to dismiss or strike portions of that second amended complaint, and that motion is set for
3 hearing on June 28, 2013. An initial case management conference is also set for June 28, 2013.

4 Plaintiffs' counsel seeks more time to respond to the motion to dismiss or strike.

5 The parties agree that the Court's determination of the motion to dismiss or strike will
6 likely assist the parties in planning future steps in this litigation. Until that time, there is
7 uncertainty about the scope of this litigation. The parties also seek to avoid the time, effort, and
8 expense of preparing a joint case management statement, attending the case management
9 conference, and providing initial disclosures pursuant to Federal Rule of Civil Procedure 26(a)(1).

10 On January 17, 2013, the parties submitted their Notice of Need for ADR Phone
11 Conference, requesting an Early Settlement Conference with a Magistrate Judge. The parties had
12 a phone conference with Mr. Daniel G. Bowling on February 4, 2013. The parties were in
13 agreement, and Mr. Bowling concurred, that the case was appropriate for a settlement conference
14 with a Magistrate Judge. Counsel wish to have a Magistrate Judge's assistance in attempting to
15 reach a resolution of this case shortly after a ruling on the motion to dismiss or strike and before
16 significant effort is expended.

17 Therefore, plaintiffs Felice Pace and Wilderness Watch and defendants Charlton H.
18 Bonham and Stafford Lehr hereby stipulate that:

- 19 1. The time for Plaintiffs to file any opposition to the currently pending motion to
20 dismiss shall be extended from May 24, 2013, to May 31, 2013;
- 21 2. The time for Defendants to file any reply on the currently pending motion to dismiss
22 shall be extended from May 31, 2013, to June 14, 2013;
- 23 3. The hearing on the currently pending motion to dismiss shall remain on calendar for
24 June 28, 2013, at 9:00 a.m.;
- 25 4. The currently pending initial case management conference shall be continued from
26 June 28, 2013, at 2:30 p.m., to August 30, 2013, at 2:30 p.m., or a date in September
27 2013 that is convenient for the Court, with all associated deadlines re-set for that date;
28 and

1 5. The parties request that the Court refer this case to a Magistrate Judge for a settlement
2 conference, to be held in July or August 2013 (except for between July 22, 2013, and
3 August 2, 2013, due to counsel's summer vacation).

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5 Dated: May 23, 2013

Respectfully submitted,

WILD EARTH ADVOCATES

/s/ Peter M.K. Frost

PETER M.K. FROST, *pro hac vice*
Attorneys for Plaintiffs Felice Pace and
Wilderness Watch

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9 Dated: May 23, 2013

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18 PURSUANT TO STIPULATION, IT IS SO ORDERED. The Case Management
19 Conference is continued from June 28, 2013, at 2:30 p.m., to August 30, 2013, at 2:30 p.m.
20 The case is referred to Magistrate Judge Laporte for a settlement conference,
21 and the parties are directed to contact his/her chambers to schedule a date.

22 DATED: 05/23/2013

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26 _____
27 SUSAN ILLSTON
28 U.S. District Judge

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